



San Marcos  
City Council Agenda  
Regular Meeting  
City Council Chambers  
Tuesday, December 7, 2010  
6:00 p.m.

1. Call to Order
2. Roll Call
3. Executive Session under the authority of the Texas Government Code Section 551.071 to receive advice of legal counsel; and Section 551.072, deliberation regarding real property
  - A. Advice regarding conditional use permits regulating on-premise consumption of alcohol in the Central Business Area Zoning District.
  - B. Deliberate the purchase of land in the southwestern portion of San Marcos for expansion and improvement of the city's water system.
4. Consider adoption or direction to Staff on matters discussed in Executive Session.

**NOTE:** The City Council may adjourn into Executive Session to consider any item listed on this agenda if a matter is raised that is appropriate for Executive Session discussion. An announcement will be made of the basis for the Executive Session discussion. The City Council may also publicly discuss any item listed on the agenda for Executive Session.

5. Invocation
6. Pledge of Allegiance
7. 30 Minute Citizen Comment Period

## Consent Agenda

THE FOLLOWING ORDINANCES, RESOLUTIONS AND OTHER ITEMS NUMBERED 8 - 16 MAY BE ACTED UPON BY ONE MOTION. NO SEPARATE DISCUSSION OR ACTION ON ANY OF THE ITEMS IS NECESSARY UNLESS DESIRED BY A COUNCIL MEMBER OR A CITIZEN, IN WHICH EVENT THE ITEM SHALL BE CONSIDERED IN ITS NORMAL SEQUENCE AFTER THE ITEMS NOT REQUIRING SEPARATE DISCUSSION HAVE BEEN ACTED UPON BY A SINGLE MOTION.

8. Consider approval of minutes:
  - A. November 15, 2010 Special Meeting
  - B. November 16, 2010 Regular Meeting
9. Consider adoption on second and final reading of Ordinance 2010-67 approving the abandonment of the alleyway off of Wilson Street between 1133 West San Antonio Street and 117 Wilson Street; approving the conveyance of this alleyway to the owner or owners of property abutting the alleyway; authorizing the City Manager to execute one or more quitclaim deeds to such abutting owners; declaring an effective date.
10. Consider adoption on second and final reading of Ordinance 2010-68 amending Section 2.067 of the San Marcos City Code to permit a person to be appointed to the Construction Board of Appeals and to another permanent city board or commission; reducing the membership of the San Marcos Housing Authority Board of Directors from seven directors to five directors with one director to be a public housing resident effective on January 1, 2012; including procedural provisions; declaring an effective date.
11. Consider adoption of Resolution 2010-180R approving the terms and conditions of an interlocal agreement with the Town of Little Elm to allow the City of San Marcos to participate in a cooperative purchasing arrangement; authorizing the City Manager to execute this agreement on behalf of the City; and declaring an effective date.
12. Consider adoption of Resolution 2010-181R approving the procurement of alarm permit management services for the Police Department from the PMAM Corporation through an interlocal purchasing agreement with the Town of Little Elm; authorizing the Purchasing Manager to execute the appropriate purchasing documents on behalf of the City, and declaring an effective date.
13. Consider adoption of Resolution 2010-182R approving a Settlement Agreement and Mutual Release with Time Warner Cable regarding the digitization of Public,

Educational, and Governmental Programming in San Marcos, Texas; and declaring an effective date.

14. Consider adoption of Resolution 2010-183R approving the purchase of submersible pumps from Interstate Electric in the estimated annual amount of \$140,000.00; authorizing the Purchasing Manager to execute the appropriate purchasing documents on behalf of the City and declaring an effective date.
15. Consider adoption of Resolution 2010-184R approving the purchase of a 2011 Chevrolet 2500 Suburban for the Fire Department from Baby Jack II Automotive Ltd., DBA Caldwell County Chevrolet-Pontiac through the Texas Comptroller of Public Account's Texas Multiple Award Schedule (TX-MAS#7-23v020-1) in the amount of \$36,152.00; authorizing the Purchasing Manager to execute the appropriate purchasing documents on behalf of the City and declaring an effective date.
16. Consider approval of Change Order No. 3 in the amount not to exceed \$54,847.06 to Keystone Construction, Inc. for the Oakridge Booster Pump Station Project.

### **Public Hearings**

17. **8:00 PM** Public Hearing to receive comment for or against an ordinance changing the name of Copper Beech Drive to Telluride Street along its entire length, located off of Mill Street approximately 800 feet West of North IH-35; including procedural provisions; and **approve on first of two readings.**
18. **8:00 PM** Public Hearing to receive comments for or against an ordinance amending the City's Future Land Use Map from "C" Commercial to "MDR" Medium Density Residential for a 3.41 acre, more or less, tract of land out of Lot 35 of the Park at Willow Creek Subdivision located at 330 Stagecoach Trail; amending the Official Zoning Map of the City by rezoning 3.22 acres, more or less, portion of said parcel from "OP" Office Professional District to "SF-4.5" Single-Family District and the remaining .19 acres , more or less, portion of said parcel from "OP" Office Professional District to "TH" Townhouse Residential District; including procedural provisions; and **consider adoption of Ordinance 2010-69.**
19. **8:00 PM** Public Hearing to receive comments for or against an ordinance amending the Official Zoning Map of the City by rezoning a 2.65 acre, more or less, parcel of land out of Lot 34 of the Park at Willow Creek Subdivision located at 350 Stagecoach Trail from "TH" Townhouse Residential District to "SF-4.5" Single-Family District; including procedural provisions; and **consider adoption of Ordinance 2010-70.**

## Non-Consent Agenda

20. Remove from table of the November 16, 2010 Regular Meeting and consider an ordinance amending the Land Development Code by adding a Land Use Definition for Charitable Gaming Facilities to Chapter 8 and by allowing the land use as a conditional use in General Commercial and Heavy Commercial Zoning Districts under the Land Use Matrix provided in Chapter 4; providing a savings clause; providing for the repeal of any conflicting provisions; providing an effective date; and **consider ordinance on the first of two readings.**
21. Consider an ordinance amending provisions of Chapter 66, the Solid Waste Ordinance, pertaining to the collection and disposal of solid waste and recyclables; including procedural provisions, providing an effective date; and **consider ordinance on the first of two readings.**
22. Consider adoption on second and final reading of Ordinance 2010-71 reading changing the rate for once per week residential solid waste collection and every other week single stream recycling service from \$15.75 to \$15.51 per month, implementing single stream multi-family recycling service and adopting a monthly rate not to exceed \$4.40 for such service; including procedural provisions; and providing an effective date of February 1, 2011 for said rates.
23. Remove from table (November 1, 2010 Regular Meeting) and consider adoption of Resolution 2010-173R adopting a Parks, Recreation and Open Space Master Plan; and declaring an effective date.
24. Consider adoption of Resolution 2010-185R authorizing the City Manager to execute a Second Amended and Restated Contract for Collection and Disposal of Solid Waste and Recyclable Materials with Texas Disposal Systems, Inc.; and declaring an effective date.
25. Consider the appointments to the following Boards and Commissions:
  1. Animal Shelter Advisory Committee
  2. Civil Service Commission
  3. Construction Board of Appeals
  4. Convention and Visitors' Bureau Board
  5. Economic Development Board
  6. Main Street Advisory Board
  7. Neighborhood Commission
  8. Planning and Zoning Commission
  9. San Marcos EMS
  10. Zoning Board of Adjustments and Appeals

26. Receive a presentation and hold a discussion regarding the implementation issues associated with Distributed Generation Systems and direction to Staff.
27. Hold a discussion regarding the Historic Preservation Commission appeals process for Certificates of Appropriateness and provide direction to Staff.
28. Hold a discussion regarding the composition of the Historic Preservation Commission and direction to Staff.
29. Hold a discussion regarding City of San Marcos State and Federal Legislative Programs and direction to Staff.
30. Question and Answer Session with Press and Public. *This is an opportunity for the Press and Public to ask questions related to items on this agenda.*
31. Adjournment.

POSTED on Thursday, December 2, 2010 at 1:30 p.m.

Shelley Goodwin, Interim City Clerk

Notice of Assistance at the Public Meetings

The San Marcos City Hall is wheelchair accessible. The entry ramp is located in the front of the building. Accessible parking spaces are also available in that area. Sign interpretative services for meetings must be made 48 hours in advance of the meeting. Call the City Clerk's Office at 512-393-8090

I certify that the attached notice and agenda of items to be considered by the City Council was removed by me from the City Hall bulletin board on the \_\_\_\_\_ day of \_\_\_\_\_.

\_\_\_\_\_ Title: \_\_\_\_\_